



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

JRE

Docket No: 2780-99

25 May 1999

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 20 May 1999. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Marine Corps on 26 July 1981. On 18 June 1982, a medical board gave you a diagnosis of Crohn's disease and referred your case to the Central Physical Evaluation Board. The medical board report indicates that in October 1981, you disclosed that you had had dull constant aching lower abdominal pain of three to six months duration, and had noted diarrhea, hematochezia, fevers and nausea together with the pain. On 14 July 1992, the Central Physical Evaluation Board made preliminary findings that you were unfit for duty because of the Crohn's disease, which existed prior to your enlistment and was not aggravated by your naval service. You agreed with those findings on 21 July 1992, and were discharged from the Marine Corps on 20 August 1982.

The Board was unable to accept your unsubstantiated contention that your condition did not exist prior to your enlistment in the Marine Corps. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be

taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director